



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

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GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT

NOTIFICATION

The 19th February, 2025

No. LLE.14/2025/82.- The following Bill was introduced in the House on **19th February, 2025** along with the Statement of Objects and Reasons are to be published under Rule 71 of the Rules of Procedure and Conduct of Business in Assam Legislative Assembly for General information.

**THE ASSAM RIGHT TO PUBLIC SERVICES
(AMENDMENT) BILL, 2025**

**A
BILL**

further to amend the Assam Right to Public Services Act, 2012.

Preamble

Whereas it is expedient to amend the Assam Right to Public Services Act, 2012, hereinafter referred to as the principal Act, in the manner hereinafter appearing:

Assam Act
No. IX of
2012

It is hereby enacted in the Seventy- sixth year of the Republic of India as follows:-

Short title,
extent and
commencement

1. (1) This Act may be called the Assam Right to Public Services (Amendment) Act, 2025.
- (2) It shall have the like extent as the principal Act.
- (3) It shall come into force at once.

Amendment of
section 8B

2. In the principal Act, in section 8B, in sub-section (2), in fifth line, in between the word "is earlier" and "and shall", the words "and that the Commissioners appointed for the first time shall hold office for a fix tenure of 3(three) years from the date of taking over charge irrespective of their age" shall be inserted.

STATEMENT OF OBJECTS AND REASONS

1. The Government of Assam had enacted the Assam Right to Public Service Act, 2012 for ensuring timely delivery of services to the citizens and with a view to achieve transparency, accountability and timelines in the service delivery.
2. The Assam State Commission for Right to Public Services (ASCRTPS) has been constituted in the month of March, 2024 as per provision of ARTPS Act, 2012 and the Assam Right to Public Services (Amendment) Ordinance, 2024 with 1(one) Chief Commissioner and 2(two) Commissioners.
3. As per Section 8B of the existing Act, the tenure of a Commissioner is for 3(three) years from the date on which he enters upon his office or till he attains the age of 65 years, whichever is earlier. On appointment of Shri Ranjan Kumar Chakraborty, IAS (Retd.) and Shri Bimal Chand Oswal, B.Com (Hons), LLB, as Commissioners of ASCRTPS, it appears that both of them have less than 3(three) years of services as Commissioners of ASCRTPS from the date of taking over charge.
4. The proposed amendment will fix the tenure of the Commissioners appointed for first time in the Commission for a fixed term of 3(three) years from the date of taking over charge irrespective of their age.
5. For ensuring stability in the activities of the newly appointed Commission during initial years, a fixed tenure of the Commissioners is very essential.
6. The Bill seeks to achieve the above objectives.

HIMANTA BISWA SARMA,

(Hon'ble Chief Minister, Assam as minister-in-Charge,
ARTPPG Department).

DULAL PEGU,

Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

1. Amendment of Sub-section (2) under Section 8B of the Assam Right to Public Services Act, 2012 through Assam Right to Public Services (Amendment) Bill, 2025 to fix the tenure of the Commissioners appointed for the first time in the Commission for a fixed term of 3(three) years from the date of taking over charge irrespective of their age.
2. The proposed three-member Assam State Commission for Right to Public Services, would entail an additional financial involvement. The assessment of fund requirement has been worked out and an amount of Rs. 4.5 crore would be required for the salaries of the officers and staffs along with other expenses.

HIMANTA BISWA SARMA,
(Hon'ble Chief Minister, Assam as minister-in-Charge,
ARTPPG Department).

MEMORANDUM REGARDING DELEGATED LEGISLATION

1. Amendment of Sub-section (2) under Section 8B of the Assam Right to Public Services Act, 2012 through Assam Right to Public Services (Amendment) Bill, 2025 to fix the tenure of the Commissioners appointed for the first time in the Commission for a fixed term of 3(three) years from the date of taking over charge irrespective of their age.
2. The matter in respect of which rules or regulations may be made are matters of procedure and administrative detail and it is not practicable to provide for them in the Bill itself. The delegation of legislative power, is therefore, of a normal character.
3. The powers delegated are normal and not of an exceptional character.

HIMANTA BISWA SARMA,

(Hon'ble Chief Minister, Assam as minister-in-Charge,
ARTPPG Department).

Under the provision of Article 207 (1) of the Constitution of India, I, Shri Lakshman Prasad Acharya, Governor of Assam, recommend the introduction of the **“Assam Right to Public Services (Amendment) Bill, 2025”** in the Assam Legislative Assembly.

LAKSHMAN PRASAD ACHARYA,
Governor of Assam.

Under the provision of Article 207 (3) of the Constitution of India, I, Shri Lakshman Prasad Acharya, Governor of Assam, recommend that the **“Assam Right to Public Services (Amendment) Bill, 2025”** be taken into consideration by the Assam Legislative Assembly.

LAKSHMAN PRASAD ACHARYA,
Governor of Assam.